

**PATENT**  
(Docket No. IN-4632CIP)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of  
William C. Norris  
Josef Rademacher

Serial No.: 09/964,776

Filed: September 27, 2001

For: Coating System and Method for  
Coating a Substrate with a  
Powder-Based Coating  
Composition Containing Color  
Effect Providing Pigment

Group Art Unit: 1773

Examiner: N. Uhlir

I hereby certify that the attached correspondence is being sent  
via facsimile to facsimile number 703 872-9311 to  
Commissioner of Patents and Trademarks, Washington, D.C.  
20231, on December 13, 2002

  
Marjorie Ellis

**DECLARATION UNDER 37 CFR § 1.132**

I, William H. Alford, hereby say and declare that:

I am a employed by BASF and experienced in the area of both liquid and  
powder paints.

I have been employed by BASF Corporation for the last 15 years, working  
in the area of automotive coatings. I have 13 years experience working in  
powder coatings for OEM and Industrial applications.

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Applicants have tested various coatings with color effect providing pigments of the instant claims. In one coating non-bonded pigment was added to the powder resin and spray applied to a substrate. Poor color travel and color flop were observed and the coating appeared monochromatic and did not provide an optically variable appearance. Using the same pigment and powder resin, the pigment and powder resin were bonded and spray applied to the identical substrate type. The coating resulted in good color travel and flop and definite multi-color optically variable appearance. Applicants submit that the powder coatings comprising the pigments defined in the instant claims that are not impact bonded do not provide the optically variable effect of the pigments that are bonded with the powder resins.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. I understand that willful false statements and the like made herein are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of the application or any patent issuing thereon.

Signed: William H. Alford

Date: December 13, 2002